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Attorney for Plaintiff
GLEN R. HAGEN

UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

GLEN R. HAGEN, Plaintiff, v. NCR CORPORATION, Defendant.	Case No.: 07 CV 2205 DMS (CAB) **PLAINTIFF'S EX PARTE APPLICATION TO CONTINUE CMC** Date: March 14, 2008 Time: 1:30 p.m. Judge: Hon. Cathy Ann Bencivengo

Plaintiff, GLEN R. HAGEN, hereby applies for an Order to continue the telephonic Case Management Conference ["CMC"] now set for March 14, 2007, at 1:30 p.m. Plaintiff seeks a setting to the next available date for all parties.

The undersigned, on March 11, 2008, at approximately 3:00 p.m. PDT, left a detailed message for opposing counsel, Jason R. Dawson, Esq., advising such an *ex parte* request would be made to this Court absent counsel entering into a joint stipulation. The undersigned has not had a response. (Please *see* attached AFFIDAVIT OF THOMAS R. GILL, ESQ., IN SUPPORT OF PLAINTIFF'S EX PARTE APPLICATION TO CONTINUE CMC.)

Plaintiff did not request a continuance by noticed motion because of the proximity of the currently set date.

This application is based on the AFFIDAVIT OF THOMAS R. GILL, ESQ., filed concurrently herewith, on the papers and records on file herein, and on such oral and documentary evidence as may be presented at the hearing, if any, on the application.

Respectfully submitted,

THE GILL GROUP, A.P.C.

Dated: March 12, 2008

By: s/ Thomas R. Gill, Esq.

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